

**SUPREME COURT MINUTES
WEDNESDAY, AUGUST 24, 2011
SAN FRANCISCO, CALIFORNIA**

S047867**PEOPLE v. VIRGIL (LESTER WAYNE)**

Rehearing denied

The petition for rehearing is denied.

S181627

B211127 Second Appellate District, Div. 6

DIAZ (DAWN RENAE) v. CARCAMO (JOSE)

Rehearing denied

S193990

B222435 Second Appellate District, Div. 5

VALLI (FRANKIE & RANDY), MARRIAGE OF

Petition for review granted

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S194121

D056943 Fourth Appellate District, Div. 1

ELK HILLS POWER, LLC v. CALIFORNIA STATE BOARD OF EQUALIZATION

Petition for review granted

Application to appear as counsel pro hac vice is granted. (Cal. Rules of Court, rule 9.40(a).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S194724

B222310 Second Appellate District, Div. 4

KAISER CEMENT & GYPSUM CORPORATION v. INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA/(TRUCK INSURANCE EXCHANGE)

Petition for review granted; briefing deferred

The petitions for review are granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *State of California v. Continental Insurance Company*, S170560 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to

California Rules of Court, rule 8.520, is deferred pending further order of the court.

Corrigan, J., was recused and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, and Chin, JJ.

S194921 C065223 Third Appellate District

IN RE JEROME D.

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of related issues in *In re W.B.*, S181638 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S194007 C063437 Third Appellate District

**MORNING STAR COMPANY
v. BOARD OF
EQUALIZATION**

Petition for review granted; transferred to Court of Appeal, Third Appellate District

The petition for review is granted.

The matter is transferred to the Court of Appeal, Third Appellate District, with directions to vacate its decision and reconsider the cause in light of *California Farm Bureau Federation v. State Water Resources Control Board* (2011) 51 Cal.4th 421, 437-440. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, and Corrigan, JJ.

S179344 E047440 Fourth Appellate District, Div. 2

**PEOPLE v. CASON
(MICHAEL BARRETT)**

Dismissed and remanded to Court of Appeal, Fourth Appellate District, Division Two

Pursuant to California Rules of Court, rule 8.528(b)(1), this matter is dismissed.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S179730 C059288 Third Appellate District

**PEOPLE v. BRANNER
(JASPER DWIGHT)**

Dismissed and remanded to Court of Appeal, Third Appellate District

Review in this matter is dismissed, in light of the decision in *Davis v. United States* (2011) __ U.S. __, 131 S.Ct. 2419.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S180501 D054245 Fourth Appellate District, Div. 1 **PEOPLE v. TILLIS (RODNEY LYDELL)**

Transferred to Court of Appeal, Fourth Appellate District, Division One, after hold
The above entitled matter is transferred to the Court of Appeal, Fourth Appellate District, Division One, for reconsideration in light of the decision in *People v. Zambia* (2011) 51 Cal.4th 965. (Cal. Rules of Court, rule 8.528(d).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegar, Chin, and Corrigan, JJ.

S195345 **WHITE (DONALD) ON H.C.**

Petition ordered withdrawn

Pursuant to written request of petitioner, the above-entitled petition for writ of habeas corpus, filed on August 3, 2011, is ordered withdrawn.

S169188 **CLAIR (KENNETH) ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed on December 19, 2008, is denied.

All claims are denied on the merits.

Claim V.C., subclaims one, two, four, five, six, seven, and eight are barred as repetitive. (*In re Miller* (1941) 17 Cal.2d 734, 735.) Claim V.C., subclaims one through eight are barred because they are untimely. (*In re Robbins* (1998) 18 Cal.4th 770, 780-781.)

Claim V.D., subclaims one (alleged failure to disclose a similar homicide) and three (alleged failure to disclose benefits provided to Margaret Hessling) are barred because they are untimely. (*In re Robbins, supra*, 18 Cal.4th at pp. 780-781.) Claim V.D., subclaim three is also barred as repetitive. (*In re Miller, supra*, 17 Cal.2d at p. 735.)

Claim V.E., subclaims one (alleged trial court error in limiting impeachment of Margaret Hessling) and two (alleged trial court error in limiting impeachment of Kai Henriksen) are barred because they are untimely. (*Robbins, supra*, 18 Cal.4th at pp. 780-781.) Claim V.E., subclaim one is also barred because it could have been, but was not, presented on direct appeal (*In re Dixon* (1953) 41 Cal.2d 756, 759) and as successive (*In re Clark* (1993) 5 Cal.4th 750, 767-769). Claim V.E., subclaim two is also barred as repetitive because it was raised, and rejected, on direct appeal. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S193527 B218445 Second Appellate District, Div. 7 **PEOPLE v. RIOS (JUAN CARLOS)**

Petitions for review denied

S193684 C063221 Third Appellate District **PEOPLE v. LAW (HALSTON)**
Petition for review denied

S193690 A126292 First Appellate District, Div. 3
Petition for review denied

PEOPLE v. CUDGO (MACK)

S193822 C062668 Third Appellate District

PEOPLE v. GRAY (MARK WAYNE)

Petition for review denied; CA opinion decertified

The petition for review is denied.

On the court's own motion, the Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above entitled appeal filed April 28, 2011, and modified May 19, 2011, which appears at 194 Cal.App.4th 1133. (Cal. Const., art. VI, section 14; rule 8.1125(c)(1), Cal. Rules of Court.)

Kennard, J., is of the opinion the petition should be granted.

S193874 G041934 Fourth Appellate District, Div. 3

MALCOLM CARTER ENTERPRISES v. MICROSEMI REAL ESTATE, INC.

Petition for review & publication request(s) denied

S193904 G042551 Fourth Appellate District, Div. 3

PEOPLE v. ANDRADE (JORGE JOSE)

Petition for review denied

S193928 B218512 Second Appellate District, Div. 6

PEOPLE v. STIPO (VINCENT MICHAEL)

Petition for review denied

S193929 G043385 Fourth Appellate District, Div. 3

PEOPLE v. LIZAMA (CARLOS) & MENDIOLA (EDGAR DANILO)

Petitions for review denied

S194022 C062661 Third Appellate District

PEOPLE v. GUERRA (JULIAN OMAR)

Petition for review denied

S194038 B220233 Second Appellate District, Div. 1
Petition for review denied

IN RE JOSE E.

S194043 C052744 Third Appellate District
Petition for review denied

**PEOPLE v. HUMPHREY
(ROY LEE)**

S194047 B217434 Second Appellate District, Div. 8
Petition for review denied

**PEOPLE v. WILLIAMS
(LORENZO)**

S194054 B233125 Second Appellate District, Div. 3
Petition for review denied

**RHODES (KAVIN MAURICE)
v. S.C. (PEOPLE)**

S194058 H035024 Sixth Appellate District
Petition for review denied

**PEOPLE v. RODRIGUES
(MICHAEL JOHN)**

S194076 H036451 Sixth Appellate District
Petition for review denied

**RODRIGUES (MICHAEL
JOHN) ON H.C.**

S194085 B222008 Second Appellate District, Div. 8
Petition for review denied

**PEOPLE v. JACKSON
(DEANDRE TRAYMON)**

S194088 A125553/A125869 First Appellate District, Div. 5
Petitions for review denied

**PEOPLE v. DERRICK, JR.,
(DENNIS RUSSELL)**

S194099 B216450 Second Appellate District, Div. 7
Petition for review denied

**PEOPLE v. CHAVEZ
(ADRIAN GUZMAN)**

S194101 D057176 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MEDINA
(BENJAMIN MATTHEW)**

S194102 C065505 Third Appellate District

Petition for review denied
Werdegar, J., is of the opinion the petition should be granted.

**RIBEIRO (JOHNNY R.) v.
COUNTY OF EL DORADO**

S194112 A128697 First Appellate District, Div. 5

Petition for review denied

**ALAMEDA COUNTY
MANAGEMENT
EMPLOYEES ASSOCIATION
v. S.C.**

S194117 C061452 Third Appellate District

Petition for review denied

**PEOPLE v. SANTOS
(DEONTE)**

S194120 B220062 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. MOORE (STEVEN
COURTNEY)**

S194136 G043371 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. HESLINGTON
(BRIAN DAVID)**

S194145 B220464 Second Appellate District, Div. 1

Petition for review denied

**NORRIS (DAN) v.
CALIFORNIA COASTAL
COMMISSION**

S194167 D056135 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BEAUCHAMP
(GREGORY SCOTT)**

S194201 C064481 Third Appellate District

**PEOPLE v. MARTINEZ
(KELVIN EDUARDO) &
ANDRADE (VALENTINO
ANTONIO)**

Petitions for review denied

S194267 B232989 Second Appellate District, Div. 5

**WELLS FARGO BANK, N.A.
v. S.C. (AMERICAN
PREMIER BANK)**

Petition for review denied

Baxter and Corrigan, JJ., were recused and did not participate.

S194294 F058698 Fifth Appellate District

**STATE COMPENSATION
INSURANCE FUND v.
WORKERS'
COMPENSATION APPEALS
BOARD & ALMARAZ
(MARIO)**

Petition for review denied

S194311 G043641/G044202 Fourth Appellate District, Div. 3 **C. (T.), ADOPTION OF**
Petition for review denied

S194313 B228821 Second Appellate District, Div. 4
Petition for review denied

PHAM (QUOC THAI) ON H.C.

S194353 B219554 Second Appellate District, Div. 8
Petition for review denied

**PEOPLE v. ELBYE
(JONATHAN LEE)**

S194377

**WHITAKER (FRED A.) v. S.C.
(AGUILA)**

Petition for review denied

S194424 H036192 Sixth Appellate District
Petition for review & depublication request(s) denied

IN RE D.C.

S194470	B221234 Second Appellate District, Div. 1	MARTINEZ (JESSICA) v. LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY
Petition for review denied		
S194481	B226718 Second Appellate District, Div. 6	PEOPLE v. LEQUESNE (HEIDI S.)
Petition for review denied		
S194534	E051144 Fourth Appellate District, Div. 2	PEOPLE v. CALDERON (ROBERT CORONADO)
Petition for review denied		
S194555	E053832 Fourth Appellate District, Div. 2	SHORE (VIKKI) v. S.C. (SEGERSTROM)
Petition for review denied		
S194562	C062792 Third Appellate District	MISSION HOSPITAL REGIONAL MEDICAL CENTER v. DOUGLAS (TOBY)
Petition for review denied		
Cantil-Sakauye, C. J., and Werdegarr, J., were recused and did not participate.		
S194645	B152031 Second Appellate District, Div. 5	PEOPLE v. MILLER (MICHAEL ANTHONY)
Petition for review denied		
S194699	E053778 Fourth Appellate District, Div. 2	JAMES (MARVIN LEE) ON H.C.
Petition for review denied		

S194700 B233856 Second Appellate District, Div. 2

Petition for review & application for stay denied

ESCARCEGA (RODRIGO RUBEN) v. S.C. (PEOPLE)

S194710 D056695 Fourth Appellate District, Div. 1

Petition for review denied

CALIFORNIA RESTAURANT MANAGEMENT SYSTEMS v. CITY OF SAN DIEGO

S194711 C065347 Third Appellate District

Petition for review denied

PEOPLE v. ROSS (JUSTIN THOMAS)

S194737

Petition for writ of mandate/prohibition denied

GILL (AMARDEEP SINGH) v. STATE BAR OF CALIFORNIA

S194752 E050085 Fourth Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963.

PEOPLE v. MUNOZ, SR., (EDWARD DELFINIO)

S194837 F061122 Fifth Appellate District

Petition for review denied

REIMERS (DIANE) v. SINGH (JAGDEV)

S194838 C063694 Third Appellate District

Petition for review denied

PEOPLE v. NEBLUNG (JAMES EVAN)

S194840 E049785 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. FRANK (WILBERT)

S194847 D057559 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. AL KHAFAJI
(HAYDAR T.)**

S194848 C062211 Third Appellate District

Petition for review denied

**PEOPLE v. DeGROFF
(MATTHEW JAMES)**

S194855 H036082 Sixth Appellate District

Petition for review denied

IN RE R.Q.

S194862 C063975 Third Appellate District

Petition for review denied

**COHEN (MARK) v.
CHALLENGER SPORTS**

S194865 E050477 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. TAMENY
(MICHAEL PHILIP)**

S194876 B221866 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. SANTA ANNA
(MARK ANGELO)**

S194880 F058988 Fifth Appellate District

Petition for review denied

**PEOPLE v. HUTCHINSON
(KENYATA LEVON)**

S194885 E050117 Fourth Appellate District, Div. 2

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. Brown*, S181963, and *People v. Lara*, S192784.

**PEOPLE v. COLEMAN
(DANA LEON)**

S194893 E051359 Fourth Appellate District, Div. 2

Petition for review denied

IN RE D.D.

S194894 E050211 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. ALVARADO
(CARLOS)**

S194903 B227036 Second Appellate District, Div. 3

Petition for review denied

IN RE S.V.

S194905 C063559 Third Appellate District

Petition for review denied

**PEOPLE v. ROSE (WAYNE
LAVERNE)**

S194910 F059602 Fifth Appellate District

Petition for review denied

**PEOPLE v. BARRAZA (JOSE
ALVARO)**

S194916 G040958/G041464 Fourth Appellate District, Div. 3 **SALESSI (KAREEM) v.
WACHOVIA MORTGAGE,
FSB**

Petition for review denied

Baxter and Corrigan, JJ., were recused and did not participate.

S194933 A125923 First Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BROWN (VICTOR
D.)**

S194938 C063881 Third Appellate District

Petition for review denied

**PEOPLE v. VONGVILAY
(KEVIN)**

S194993 C062882 Third Appellate District

Petition for review denied

**PEOPLE v. GEORGE
(CLIFFORD)**

S195001 B230219 Second Appellate District, Div. 5

**ESMAEL (ELI) v. U.K.
SECRET INTELLIGENCE**

Petition for review denied

S195008 B224621 Second Appellate District, Div. 4

**PEOPLE v. COOKE
(DWAYNE E.)**

Petition for review denied

S195009 B224921 Second Appellate District, Div. 7

IN RE M.G.

Petition for review denied

S195014 F059997 Fifth Appellate District

**PEOPLE v. SUTTON (GRANT
DEAN)**

Petition for review denied

S195035 B221077 Second Appellate District, Div. 4

**ANDERSEN (STEPHEN) v.
HUNT (PAULINE)**

Petition for review denied

S195052 B217991 Second Appellate District, Div. 8

**PEOPLE v. CASTILLO
(EDGAR A.)**

Petition for review denied

S195864 E054286 Fourth Appellate District, Div. 2

**VENEGAS (MONIQUE
DESERIE) v. S.C. (PEOPLE)**

Petition for review & application for stay denied

S189497

**CALDWELL (DIRRYE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S189993

**McDIARMID (MICHAEL
LEE) ON H.C.**

Petition for writ of habeas corpus denied

S190228**LAURELES (WILLIAM
DEAN) ON H.C.**

Petition for writ of habeas corpus denied

S190289**BARTER (RONALD L.) ON
H.C.**

Petition for writ of habeas corpus denied

S190316**BROWN (FREDERICK) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S190347****WOLINSKI (KRZYSZTOF F.)
ON H.C.**

Petition for writ of habeas corpus denied

S190484**JAMERSON (KEITH L.) ON
H.C.**

Petition for writ of habeas corpus denied

S190703**WILLIAMS (MARIO
ANDRESS) ON H.C.**

Petition for writ of habeas corpus denied

S190725**BOUNDS (EDWARD) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)**S190764****ALEXANDER (GUS) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)**S190864****GRIFFIN (BRYANT) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

S190918**MORAN (LORENZO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S190930**MUNRO (JAMES) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dexter* (1979) 25 Cal.3d 921, 925.)

S191040**PUGH (TRAVON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S191053**SOLANO (OSCAR) ON H.C.**

Petition for writ of habeas corpus denied

S191055**HERNANDEZ (ERNEST
ODONNA) ON H.C.**

Petition for writ of habeas corpus denied

S191057**EDWARDS (BRIAN D.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S191063**CONNER (SCOTT E.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S191082**JIMENEZ (ALEJANDRO) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191083**MARTINEZ (LANDON) ON
H.C.**

Petition for writ of habeas corpus denied

S191087**SCOTT (TAVARES
COTLAND) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S191107**HUTCHINSON (ANTHONY)
ON H.C.**

Petition for writ of habeas corpus denied

S191108**BELL (BRIAN KEITH) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S191231**CASTLIN (ARON
DOUGLASS) ON H.C.**

Petition for writ of habeas corpus denied

S191316**PICKENS (RONNIE J.) ON
H.C.**

Petition for writ of habeas corpus denied

S191368**PRUITT (EARL D.) ON H.C.**

Petition for writ of habeas corpus denied

S191380**FOSTER (VERNON) ON H.C.**

Petition for writ of habeas corpus denied

S191384**MIRANDA (RICARDO) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S191389**HILL, JR., (RICHARD
ROSCOE) ON H.C.**

Petition for writ of habeas corpus denied

S191399**HAWTHORNE, JR., (RALPH
KELLY) ON H.C.**

Petition for writ of habeas corpus denied

S191402**HOUGH (SAUN G.) ON H.C.**

Petition for writ of habeas corpus denied

S191429**MARTINEZ (MARCOS
REYES) ON H.C.**

Petition for writ of habeas corpus denied

S191440**SCILAGYI (SCOTT STEVEN)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191442**ACUÑA (CHRISTINA) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191447**LOMAX (GARY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191448**MEREDITH (DWAYNE) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S191471**AVALOS (MARCO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191478**CHAVARRIA (RUBEN) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191483**CREWS (JEFFERY L.) ON
H.C.**

Petition for writ of habeas corpus denied

S191486**SMITH, JR., (ANTHONY
BERNARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191495**BUNN, JR., (REGINALD
THOMAS) ON H.C.**

Petition for writ of habeas corpus denied

S191520**EDWARDS (WILLIAM) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191543**LOPEZ (DAVID BUSIO) ON
H.C.**

Petition for writ of habeas corpus denied

S191545**ESCOBAR (KEVIN) ON H.C.**

Petition for writ of habeas corpus denied

S191548**ALLEN (MICHAEL
NATHANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S191566**CIOTTA (STEVE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S191570**ESCARENO (ROBERT) ON
H.C.**

Petition for writ of habeas corpus denied

S191572**LEMIEUX (STEPHEN
JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied

S191573**ROMAIN (JON DEREK) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191581**AMBRIZ (OSCAR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191582**COST (ROY ALEX) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S191593**ESPARZA (THOMAS) ON
H.C.**

Petition for writ of habeas corpus denied

S191595**LOPEZ (TOMMY
BONIFACIO) ON H.C.**

Petition for writ of habeas corpus denied

S191597**REYBURN (DANIEL) ON H.C.**

Petition for writ of habeas corpus denied

S191600**RODRIGUEZ (CARLOS) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S191622**JEFFERSON (DOROTHY) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191627**THOME (JOHN PATRICK)
ON H.C.**

Petition for writ of habeas corpus denied

S191648**GONZALES (JOSE
ALFREDO) ON H.C.**

Petition for writ of habeas corpus denied

S191656**MORRIS (JASON
ALEXANDER) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S191660**VALENCIA (ANGEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S191661**OATEY (CHRISTOPHER
LEE) ON H.C.**

Petition for writ of habeas corpus denied

S191662**CONNOR (EDDIE BOYD) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S191664**OATEY (CHRISTOPHER
LEE) ON H.C.**

Petition for writ of habeas corpus denied

S191665**BRODIS (ANTOINE) ON H.C.**

Petition for writ of habeas corpus denied

S191666**ROSS (ALEX D.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S191672**SOLARIO (VALDEMAR) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S191675**VILLAESCUSA (HECTOR)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S191684**KAMALEDDIN (RAY R.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S191691**ONTIVEROS (EDWARD) ON
H.C.**

Petition for writ of habeas corpus denied

S191711**TURNER (THADDAEUS
LOUIS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S191712**BROWN (GENE) ON H.C.**

Petition for writ of habeas corpus denied

S191723**CHAVARRIA (RUBEN) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191724**MORALES (LUIS R.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

S191728**ROMERO (ALDO) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S191920**CASTLIN (ARON
DOUGLASS) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S192057**CIOTTA (STEVE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S192432**WERTHEIMER (M. DAVID)
ON H.C.**

Petition for writ of habeas corpus denied

S192650**MARTINEZ (ANTHONY) ON
H.C.**

Petition for writ of habeas corpus denied

S192985**KAMALEDDIN (RAY R.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S193263**HAWTHORNE, JR., (RALPH
KELLY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

S194559**WADE (ANNA) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

S194943**HUNDAL (KANWALJIT) ON
H.C.**

Petition for writ of habeas corpus denied

S195174**RICE (ROY'LAND) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Lessard* (1965) 62 Cal.2d 497, 503.)

S195245**BROWN (NICHOLAS
TYRONE) ON H.C.**

Petition for writ of habeas corpus denied

S195260**THORNTON (WILLIAM
CECIL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925-926.)

S195289**WILLIAMS (BRIAN KEITH)
ON H.C.**

Petition for writ of habeas corpus denied

S194006 B223911 Second Appellate District, Div. 3 **ELDER (FRED) v. SCHWAN
FOOD COMPANY**

Publication request denied (case closed)

S194155 H035619 Sixth Appellate District **CEDAR FAIR, L.P. v. CITY
OF SANTA CLARA**

Depublication request denied (case closed)

S193950 D057359 Fourth Appellate District, Div. 1 **PEOPLE v. NAJERA
(MIGUEL VALDIVIA)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S193998 D053542 Fourth Appellate District, Div. 1 **PEOPLE v. WELK (RICHARD
JAMES)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2011.

S194116 G041444 Fourth Appellate District, Div. 3 **PEOPLE v. RODRIGUEZ
(JOE MARTIN)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194147 G035177 Fourth Appellate District, Div. 3 **PEOPLE v. CASTILLO
(ABEL)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 27, 2011.

S194212 B221859 Second Appellate District, Div. 8 **PEOPLE v. SADOWSKI
(WILLIAM)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2011.

S194214 A123363 First Appellate District, Div. 5 **PEOPLE v. GRANGER (REX EYNON)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194235 H034519 Sixth Appellate District **PEOPLE v. CARDENAS (ROBERTO ARRIOLA)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194281 H035308 Sixth Appellate District **PEOPLE v. OLMOS (GEORGE ANTHONY)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194282 D056530 Fourth Appellate District, Div. 1 **ASSOCIATED GENERAL CONTRACTORS OF AMERICA, SAN DIEGO CHAPTER, INC. v. SAN DIEGO UNIFIED SCHOOL DISTRICT**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194299 D055160 Fourth Appellate District, Div. 1 **PEOPLE v. BROWN (MARK JEFFREY)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194304 B222033 Second Appellate District, Div. 2 **PEOPLE v. BARNES (RODNEY)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194317 B219013 Second Appellate District, Div. 4 **PEOPLE v. PRICE (CARL E.)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194319 B222889 Second Appellate District, Div. 5 **LUTHER (DAVID H.) v.
COUNTRYWIDE FINANCIAL
CORPORATION**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194342 B233174 Second Appellate District, Div. 4 **GAUNAIR (MICHAEL) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 23, 2011.

S194365 B219981 Second Appellate District, Div. 1 **ARESO (LEENA) v.
CARMAX, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194366 B221559 Second Appellate District, Div. 4 **AEGIS USA, INC. v.
TELETECH HOLDINGS, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194378 B219089 Second Appellate District, Div. 1 **ARCHER (VINCENT) v.
UNITED RENTALS, INC.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 27, 2011.

S194379 H036227 Sixth Appellate District **PAKES (MILAN PAUL) ON
H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194381 H036805 Sixth Appellate District **SPEAKER (CHRISTIAN LEE)
v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 27, 2011.

S194383 A128746 First Appellate District, Div. 5 **SAN FRANCISCO COUNTY
DEPARTMENT OF CHILD
SUPPORT SERVICES v.
D.(MARC)/(D.)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194385 G042555 Fourth Appellate District, Div. 3 **PEOPLE v. TAUCH
(JOHNNY)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 27, 2011.

S194390 B222964 Second Appellate District, Div. 4 **PEOPLE v. MARTIN
(THOMAS)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 26, 2011.

S194393 B222424 Second Appellate District, Div. 5 **CONCERNED CITIZENS OF
SOUTH CENTRAL LOS
ANGELES v. CITY OF LOS
ANGELES**

The time for granting or denying review in the above-entitled matter is hereby extended to September 27, 2011.

S194413 A125571 First Appellate District, Div. 1 **PEOPLE v. LOVE (TERRELL)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 28, 2011.

S194419 H035986 Sixth Appellate District **REYES (EFRAIN) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 28, 2011.

S194461 A127534 First Appellate District, Div. 3 **PEOPLE v. JAMES
(KENNETH LEE)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 28, 2011.

S194468 B225564 Second Appellate District, Div. 8 **PEOPLE v. BATRES (JOSE WILLIAM)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2011.

S194486 B218946 Second Appellate District, Div. 1 **PEOPLE v. BUTLER (LARRY WADE)**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2011.

S194491 A132284 First Appellate District, Div. 4 **WALKER (JEFFREY) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to September 29, 2011.

S049626 **PEOPLE v. HAJEK (STEPHEN EDWARD) & VO (LOI TAN)**

Extension of time granted

Good cause appearing, and based upon counsel Doron Weinberg's representation that he anticipates filing appellant Loi Tan Vo's reply brief by early November 2011, counsel's request for an extension of time in which to file that brief is granted to October 26, 2011. After that date, only one further extension totaling about 20 additional days is contemplated.

S056766 **PEOPLE v. LEON (RICHARD)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Stacy S. Schwartz's representation that she anticipates filing the respondent's brief by December 9, 2011, counsel's request for an extension of time in which to file that brief is granted to October 26, 2011. After that date, only one further extension totaling about 45 additional days is contemplated.

S095076 **PEOPLE v. PENUNURI (RICHARD)**

Extension of time granted

Good cause appearing, and based upon counsel Stephen M. Lathrop's representation that he anticipates filing the appellant's opening brief by December 1, 2011, counsel's request for an extension of time in which to file that brief is granted to October 26, 2011. After that date, only one further extension totaling about 35 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S113962**PEOPLE v. PARKER
(CALVIN LAMONT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 25, 2011.

S133660**PEOPLE v. AMEZCUA
(OSWALDO) & FLORES
(JOSEPH CONRAD)**

Extension of time granted

Good cause appearing, and based upon counsel David H. Goodwin's representation that he anticipates filing appellant Joseph Conrad Flores's opening brief by June 2012, counsel's request for an extension of time in which to file that brief is granted to October 26, 2011. After that date, only four further extensions totaling about 240 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S143531**PEOPLE v. LEON (JOSE
LUIS)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to October 25, 2011.

S155510**PRINCE, JR., (CLEOPHUS)
ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Quisteen S. Shum's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by May 31, 2012, counsel's request for an extension of time in which to file that document is granted to October 25, 2011. After that date, only four further extensions totaling about 210 additional days are contemplated.

S187337**HARRIS (WILLIE LEO) ON
H.C.**

Extension of time granted

Good cause appearing, and based upon counsel Barry M. Karl's representation that he anticipates filing the reply to the informal response to the petition for writ of habeas corpus by June 20, 2012, counsel's request for an extension of time in which to file that document is granted to October 18, 2011. After that date, only four further extensions totaling about 240 additional days are contemplated.

S191240

H032866 Sixth Appellate District

**PEOPLE v. GONZALES
(RAMIRO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to September 23, 2011.

S005502**PEOPLE v. ROGERS (DAVID
KEITH)**

Counsel appointment order filed

Good cause appearing, the application of appointed counsel Alan W. Sparer for the appointment of evidentiary hearing associate counsel, filed August 11, 2011, is granted.

Alex Reisman is hereby appointed as associate counsel of record to represent condemned inmate David Keith Rogers for the capital-related habeas corpus evidentiary hearing (see *In re David Keith Rogers on Habeas Corpus*, S084292), and all related post-hearing proceedings, pursuant to rule 8.605(g) of the California Rules of Court.

S050082**PEOPLE v. GEIER
(CHRISTOPHER ADAM)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for condemned inmate Christopher Adam Geier, filed August 15, 2011, is granted.

The order appointing Glen Niemy as habeas corpus/executive clemency counsel of record for condemned inmate Christopher Adam Geier, filed April 17, 2000, is hereby vacated.

Lynne S. Coffin and the Federal Public Defender for the Central District of California are hereby appointed as counsel of record for condemned inmate Christopher Adam Geier, the former as lead counsel and the latter as associate counsel. Counsel are appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S164370**PEOPLE v. VOLARVICH
(BRENDT ANTHONY)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, John R. Grele is hereby appointed to represent appellant Brendt Anthony Volarvich for the direct appeal in the above automatic appeal now pending in this court.

S191872**PEARSON (KEVIN
DARNELL) ON H.C.**

Motion for access to sealed record granted

Respondent's Motion for Access to Sealed Penal Code section 987.9, Subdivision (D), Materials Filed in *People v. Pearson*, Case Number S120750, filed on May 18, 2011, is granted. The Clerk is directed to provide respondent with access to the sealed records, denominated Supplemental Clerk's Transcript II, vol. 2, 987.9 Documents, pp. 291-497. The Attorney General must supply the personnel and equipment necessary to undertake the examination and copying of these records, which must occur on the premises of the court. These records remain under seal and their use is limited solely to the pending proceeding. (Pen. Code, § 987.9, subd. (d).)

S033901**PEOPLE v. THOMPSON
(CATHERINE)**

Motion to file document under seal denied

Appellant's "Request to File Under Seal Ex Parte Request to Augment the Confidential Record on Appeal," filed on July 25, 2011, and "Ex Parte Request to Augment the Confidential Record on Appeal," conditionally lodged under seal on July 25, 2011, are granted. The record on appeal is augmented to include the following documents, which are attached as exhibits to Appellant's "Ex Parte Request to Augment the Confidential Record on Appeal." (Cal. Rules of Court, rules 8.155(a), 8.610(a)(3), & 8.634(c).) The Clerk is directed to file these documents as part of the sealed record, pursuant to Penal Code section 987.9, subdivision (d), and California Rules of Court, rule 8.610(b)(1):

1. Billing and payment records of defense investigator (Exhibit A);
2. August 6, 1991, Motion and Confidential Declaration (Exhibit B);
3. October 10, 1991, Confidential Application (Exhibit C);
4. August 26, 1992, Confidential Application (Exhibit D);
5. August 28, 1992, Order for Additional Funds (Exhibit E);
6. November 2, 1992, Confidential Application (Exhibit F);
7. November 3, 1992, Order (Exhibit G);
8. April 23, 1992, Order (Exhibit H).

S044739**PEOPLE v. BANKSTON
(ANTHONY GEORGE)**

Motion to file document under seal denied

Appellant's "Motion to File Arguments I and II of Appellant's Opening Brief Under Seal," filed on July 18, 2011, is denied. (See Evidence Code section 958; *People v. Ledesma* (2006) 39 Cal. 4th 641, 691.) Pursuant to California Rules of Court, rule 8.46(e)(7), Appellant's Opening Brief, Arguments I and II, pages 64 through 107, which were lodged conditionally under seal, are to be returned to appellant unless appellant or his counsel notify the Clerk in writing within 10 days after this order that the brief is to be filed.

S192701**THOMPSON (CATHERINE)
ON H.C.**

Motion to file document under seal denied

In light of this court's ruling on petitioner's request to augment the record in *People v. Thompson*, S033901, appellant's request to file under seal the unredacted petition for writ of habeas corpus, filed on April 29, 2011, is denied. The Clerk is directed to return the lodged petition unless counsel for appellant notifies the Clerk in writing within 10 days after the date of this order that the lodged petition is to be filed as part of the public record. (See Cal. Rules of Court, rule 8.46(e)(7).)

